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07   UNITED STATES DISTRICT COURT
                        WESTERN DISTRICT OF WASHINGTON
08   AT SEATTLE

09 JERRY BUNNAO RACCA,   )
)   CASE NO.   C11-1235-RSM-MAT
10   Petitioner,   )   (CR06-106-RSM)
)
11   v.   )
)   ORDER GRANTING
12 UNITED STATES OF AMERICA,   )   GOVERNMENT'S MOTION FOR
)   EXTENSION OF TIME
13   Respondent.   )
    _____   )

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15   This is an action brought pursuant to 28 U.S.C. § 2255.   Currently pending before the

16 Court is the government's motion for an extension of time to file an answer to petitioner's

17 § 2255 motion.   The Court, having considered the government's motion, and the balance of the

18 record, does hereby find and ORDER:

19   (1)   The government's unopposed motion for an extension of time to file an answer

20 to petitioner's § 2255 motion (Dkt. No. 7) is GRANTED.   The government is directed to file

21 and serve its answer not later than *October 17, 2011*.   The government is reminded that the

22 answer will be treated in accordance with Local Rule CR 7 and, thus, should be noted on the

ORDER GRANTING GOVERNMENT'S
MOTION FOR EXTENSION OF TIME
PAGE - 1

01 Court's calendar for consideration on the fourth Friday after it is filed. The government is

02 further reminded that the noting date ***must*** appear in the caption of the document. Any

03 submission which does not comply with this requirement will be stricken.

04   Petitioner may file and serve a response to the government's answer not later than the

05 Monday immediately preceding the Friday appointed for consideration of the matter. The

06 government may file and serve a reply brief not later than the Friday designated for

07 consideration of the matter.[1]

08   (2)   The Clerk is directed to send copies of this Order to petitioner, to the United

09 States Attorney, and to the Honorable Ricardo S. Martinez.

10   DATED this <u>26th</u> day of September, 2011.

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12   Mary Alice Theiler

13   United States Magistrate Judge

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[1] The Court notes that an identical motion for extension of time was posted in the underlying criminal case. (*See* CR96-106-RSM, Dkt. No. 396.) That motion is STRICKEN as moot.

ORDER GRANTING GOVERNMENT'S
MOTION FOR EXTENSION OF TIME
PAGE - 2